

E-FILED - 9/9/08

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

TIMOTHY WAYNE SMITH,

Petitioner,

v.

JAMES YATES, Warden

Respondent.

C 08-0007 RMW (PR)

**ORDER GRANTING SECOND
EXTENSION OF TIME TO FILE
RESPONSE**

GOOD CAUSE APPEARING, it is hereby ordered that respondent is granted an enlargement of time, to and including October 26, 2008, to file a response to the petition for writ of habeas corpus.

DATED: 9/9/08

Ronald M. Whyte

RONALD M. WHYTE
United States District Judge